

**COMBINED DECLARATION FOR PATENT APPLICATION  
AND POWER OF ATTORNEY****COPY OF PAPERS  
ORIGINALLY FILED**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR**the specification of which (check one) is attached hereto or X was filed on August 23, 2001 as Application Serial No. 09/938,418 and was amended on \_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate have a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Priority Claimed  
Yes No

Number	Country	Day/Month/Year Filed
--------	---------	----------------------

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below:

**Please see attached Appendix A (Listing 5 U.S. Provisional Patent Applications)**

Application Ser. No.	Filing Date
----------------------	-------------

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

**Please see attached Appendix A (Listing 16 PCT International Patent Application)**

Application Ser. No.	Filing Date	Status: Patented, Pending, Abandoned
----------------------	-------------	--------------------------------------

Application Ser. No.	Filing Date	Status: Patented, Pending, Abandoned
----------------------	-------------	--------------------------------------

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint all Attorney(s) and/or Agent(s) associated with the following Patent Office Issued Customer Number to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.



09157

PATENT TRADEMARK OFFICE

Send correspondence to Genentech, Inc.

Attn: Mark T. Kresnak, Ph.D.

Telephone: (650) 225-4461

I hereby declare that all statements made herein of my own knowledge and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from his foreign patent agent as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Full name of sole or first inventor

Avi Ashkenazi

Inventor's signature

*Avi Ashkenazi*

Date

11/07/01

Residence

1456 Tarrytown Street, San Mateo, CA 94402

Citizenship

US

Post Office Address

1 DNA Way  
South San Francisco, CA 94080

Full name of second joint inventor, if any

Audrey Goddard

Inventor's signature

*Audrey Goddard*

Date

11/13/01

Residence

110 Congo Street, San Francisco, CA 94131

Citizenship

CA

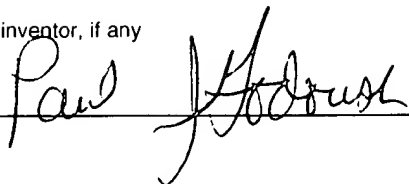
Post Office Address

1 DNA Way  
South San Francisco, CA 94080

Full name of third joint inventor, if any

Paul J. Godowski

Inventor's signature



Date

11/15/01

Residence

2627 Easton Drive, Burlingame, CA 94010

Citizenship

US

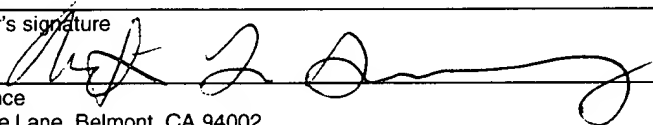
Post Office Address

1 DNA Way  
South San Francisco, CA 94080

Full name of fourth joint inventor, if any

Austin Gurney

Inventor's signature



Date

11/15/01

Residence

1 Debbie Lane, Belmont, CA 94002

Citizenship

US

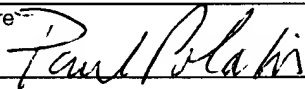
Post Office Address

1 DNA Way  
South San Francisco, CA 94080

Full name of fifth joint inventor, if any

Paul Polakis

Inventor's signature



Date

11/17/01

Residence

1449 Cortez Avenue, Burlingame, CA 94010

Citizenship

US

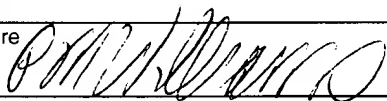
Post Office Address

1 DNA Way  
South San Francisco, CA 94080

Full name of sixth joint inventor, if any

P. Mickey Williams

Inventor's signature



Date

11/9/01

Residence

509 Alto Avenue, Half Moon Bay, CA 94019

Citizenship

US

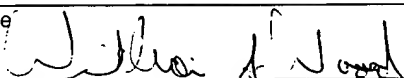
Post Office Address

1 DNA Way  
South San Francisco, CA 94080

Full name of Seventh joint inventor, if any

William I. Wood

Inventor's signature



Date

11/15/01

Residence

35 Southdown Court, Hillsborough, CA 94010

Citizenship

US

Post Office Address

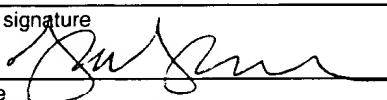
1 DNA Way

South San Francisco, CA 94080

Full name of eighth joint inventor, if any

Thomas D. Wu

Inventor's signature



Date

11/15/01

Residence

113 Elsie Street, San Francisco, CA 94110

Citizenship

US

Post Office Address

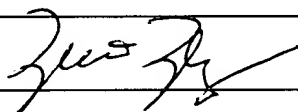
1 DNA Way

South San Francisco, CA 94080

Full name of ninth joint inventor, if any

Zemin Zhang

Inventor's signature



Date

11/15/01

Residence

876 Taurus Drive, Foster City, CA 94404

Citizenship

US

Post Office Address

1 DNA Way

South San Francisco, CA 94080

## **APPENDIX A**

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications listed below:

### **U.S. Provisional Patent Applications**

60/081,071 filed April 7, 1998  
60/085,697 filed May 15, 1998  
60/097,022 filed August 18, 1998  
60/101,922 filed September 24, 1998  
60/103,679 filed October 8, 1998

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and PCT International applications listed below:

### **PCT International Patent Applications**

PCT/US99/05028 filed March 8, 1999  
PCT/US99/12252 filed June 2, 1999  
PCT/US99/20111 filed September 1, 1999  
PCT/US99/28565 filed December 2, 1999  
PCT/US00/04342 filed February 18, 2000  
PCT/US00/04341 filed February 18, 2000  
PCT/US00/05841 filed March 2, 2000  
PCT/US00/08439 filed March 30, 2000  
PCT/US00/14042 filed May 22, 2000  
PCT/US00/23328 filed August 24, 2000  
PCT/US00/32678 filed December 1, 2000  
PCT/US01/06520 filed February 28, 2001  
PCT/US01/17800 filed June 1, 2001  
PCT/US01/19692 filed June 20, 2001  
PCT/US01/21066 filed June 29, 2001  
PCT/US01/21735 filed July 9, 2001